



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: MARIANTHI GIAKOUMAKIS ART UNIT: 3624

SERIAL NO.: 08/876,437

EXAMINER: KELLY CAMPEN

FILED: JUNE 16, 1997

TITLE: NON-SURGICAL METHOD FOR BREAST AUGMENTATION

NOTICE OF APPEAL

Hon. Commissioner for Patents
United States Patent and Trademark Office
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant hereby appeals to the Patent and Trademark Office Board of Appeals & Patent Interferences from the final rejection, dated December 5, 2006 (Petition for Three-Month Extension of Time, pursuant to 37 C.F.R. §1.136(a), and requisite extension fee of \$510.00 (small entity) being enclosed), by the Examiner of all pending claims (*i.e.*, Claims 25-28 and 30) on all grounds for final rejection, namely:

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as First Class Mail addressed to: Hon. Commissioner for Patents, United States Patent and Trademark Office, P. O. Box 1450, Alexandria, Virginia 22313-1450.

Edwin D. Schindler, Reg. No. 31,459

June 5, 2006

Date

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A. Claims 25-28 and 30 were finally rejected by the Examiner, pursuant to 35 U.S.C. §101, on the contention that the claimed invention lacked either a credible utility or a well-established utility;

B. Claims 25-28 and 30 were finally rejected by the Examiner, pursuant to 35 U.S.C. §112, first paragraph, on the contention that, because the claimed invention lacked either a credible utility or a well-established utility, one skilled in the art would not clearly know how to use the claimed invention (*i.e.*, lack of enablement requirement) and would not find Applicant's assertion of utility credible;

C. Claims 25-28 and 30 were finally rejected by the Examiner, pursuant to 35 U.S.C. §103(a), as being obvious over Russell, *Chicago Daily Tribune* (1911); and,

D. Claims 25-28 and 30 were finally rejected by the Examiner, pursuant to 35 U.S.C. §103(a), as being obvious over Martineau, *Chicago Daily Tribune* (1903).

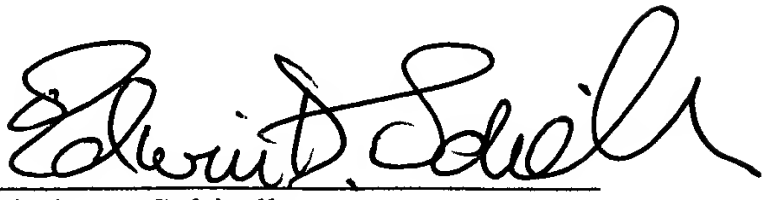
Claims 1-24, 29 and 31 were previously cancelled.

The requisite fee of \$250.00 (small entity) for filing the Notice of Appeal,

pursuant to 37 C.F.R. §1.17(e), is enclosed as part of the accompanying check for \$760.00.

Respectfully submitted,

MARIANTHI GIAKOUMAKIS

By 
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June 5, 2006

Enc.: 1. Petition for Three-Month Extension of Time for response from final rejection;
2. Notice of Appeal; and,
3. Check for \$760.00 (Three-Month Extension Fee of \$510.00 + Fee for filing Notice of Appeal of \$250.00).